

FILED

2018 FEB - 6 AM 10: 07

JACKSON COUNTY
BOARD OF ELECTIONS

Sponsor: Andrew Kitchen

ORDINANCE NO. 02-18

AN ORDINANCE CALLING FOR THE PLACEMENT ON THE BALLOT OF THE MAY 8, 2018 PRIMARY ELECTION IN THE CITY OF JACKSON, OHIO, BY ADVISORY ELECTION, THE ISSUE OF THIS COUNCIL ENACTING AN INCOME TAX AT THE RATE OF 1% FOR THE PURPOSES OF PROVIDING ADDITIONAL FUNDING FOR THE OPERATION OF THE CITY POLICE DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, the legislative authority of the City of Jackson does still desire to present the following ballot language for the May 8, 2018 primary election and now further clarifies for the local Board of Elections that this is an advisory election on the matter of an annual levy of 1% on income for the purpose of providing additional funding for the operation of the City Police Department to be submitted to the electors of the City; and

WHEREAS, this City is not a "charter city" and Ohio law, pursuant to Article XVIII, Section 3 of the Ohio Constitution, commonly referred to as the "home rule" provision, permits an advisory election and that such is not intended as a substitute for the election on a municipal ordinance, rather, the advisory election only initially tests the appeal of the proposed legislation; and

WHEREAS, this matter constitutes an emergency as there is a deadline of 4:00pm, February 7, 2018, by which the issue and ballot language must be submitted to the Board of Elections to be included on the ballot for the May 8, 2018 primary election;

NOW, THEREFORE, it is ordained that this matter be presented on the ballot for the May 8, 2018 primary election and the ballot submitting the question of a City Income Tax at the rate of one percent (1%) shall include a heading of "Advisory Election" and shall read as follows:

Shall the Ordinance providing for a one percent (1%) levy on income for the purpose of providing additional funding for the operation of the City Police Department, be passed?

FOR THE INCOME TAX _____

AGAINST THE INCOME TAX _____

The approval of a majority of those voting on the issue is required for passage.

Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Jackson, Ohio for the reason set forth herein.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this

Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 5th day of February, 2018.

E. A. Brown
President of Council

ATTEST:

Sherry Barr
Clerk of the Legislative Authority

Approved this 5th day of February, 2018.

Randy Hest
Mayor

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